

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

NEIL YOUNG and MARGARET
YOUNG,

Plaintiffs,

v.

WN RAGLAND, Official No. 1162289,
her Engines, Furnishings and
Appurtenances, *in rem*; MANITOBA
CORPORATION; MICHAEL M.
MOORE, and the marital community
comprised of Michael M. Moore and Jane
Doe Moore, *in personam*,

Defendants.

IN ADMIRALTY

CASE NO. C07-1111BHS

ORDER GRANTING
PLAINTIFFS' MOTION FOR
DEFAULT *IN REM*

This matter comes before the Court on the Plaintiffs' Motion for Default *In Rem*, Summary Judgment *In Rem* Foreclosing Preferred Marine Mortgage (Dkt. 22). The Court has considered the pleadings filed in support of and in opposition to the motion and the remainder of the file herein. Based on the arguments presented in the pleadings, and no response in opposition having been filed, together with the fact that the Court finds that it should enter an order of default *in rem* against the Defendant vessel WN RAGLAND, Official Number 1162289, her engines, tackle, apparel, furniture and equipment, and against all persons who may claim an interest in the Defendant vessel, as a result of the failure of any party to file a verified statement of right or interest as required by Rule C(6) of the Supplemental Rules for Admiralty and Maritime Claims and Asset Forfeiture Actions of the Federal Rules of Civil Procedure.


1 An order of default should also be entered against the Defendant Manitoba
2 Corporation, as no valid representation or answer has ever been filed on its behalf.
3 Corporations are required to be represented by licensed counsel. *Rowland v. California*
4 *Men's Colony*, 506 U.S. 194, 201-02 (1993). While Defendant Michael M. Moore
5 attempted to appear on behalf of Defendant Manitoba Corporation, Mr. Moore is a co-
6 defendant representing himself in this matter, is not a licensed attorney, and therefore
7 cannot represent Defendant Manitoba Corporation.

8 The Court does not reach the issues presented in Plaintiffs' alternative motion for
9 summary judgement as, given the record before it, a default is more appropriate at this
10 time.

11 ORDER

12 Therefore, it is **ORDERED** that Plaintiffs' Motion for Default *In Rem*, Summary
13 Judgment *In Rem* Foreclosing Preferred Marine Mortgage (Dkt. 22) is hereby
14 **GRANTED in part**. An order of default *in rem* shall be entered against the Defendant
15 vessel WN RAGLAND, Official Number 1162289, her engines, tackle, apparel, furniture
16 and equipment, and against all persons who may claim an interest in the Defendant
17 vessel. An order of default shall also be entered against Defendant Manitoba
18 Corporation. Plaintiffs' alternative motion for summary judgment (Dkt. 22) is hereby
19 **DENIED** as moot.

20 DATED this 22nd day of January, 2008.

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25 BENJAMIN H. SETTLE
26 United States District Judge
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